



Express Mail No. EL280661487US

PATENT
Attorney Docket No. HAR-001DV

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICANTS: Strominger et al.
SERIAL NO.: 08/991,628 GROUP NO.: 1644
FILING DATE: November 5, 1998 EXAMINER: T. Cunningham
TITLE: IDENTIFICATION OF SELF AND NON-SELF ANTIGENS IMPLICATED
IN AUTOIMMUNE DISEASE

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

**AMENDMENT AND RESPONSE
TO RESTRICTION REQUIREMENT**

Responsive to the Restriction Requirement for the above-identified patent application, mailed from the U.S. Patent and Trademark Office on March 8, 1999, Applicants submit the following amendment and response.

AMENDMENT

Please cancel claims 26-29 without prejudice to continued prosecution in a related application.

RESPONSE

Claims 3-19, 22, and 26-29 were pending in the application. The Examiner has required restriction under 35 U.S.C. §121 amongst two groups of claims: Claims 3-19 and 22 (Group I), drawn to compositions comprising peptides; and Claims 26-29 (Group II), drawn to a method of identifying foreign antigens.

In response, Applicants hereby elect to prosecute the claims of Group I for immediate prosecution. The non-elected claims, namely claims 26-29 are canceled by amendment herein.

The Examiner has required an election of species under 35 U.S.C. §121 amongst patentably distinct species in Group I, namely peptides with sequences defined by SEQ ID NOs:1-15.

In response, Applicants hereby elect species with the sequence described in SEQ ID NO:3 for immediate examination.

Applicants submit that the current inventorship is in compliance with 37 C.F.R. § 1.48(b).

SUMMARY

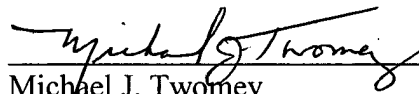
Claims 3-19, 22, and 26-29 were pending in the application and were subjected to a restriction requirement. Applicants hereby elect the claims of Group I, namely Claims 3-19 and 22, for immediate prosecution. The non-elected claims, namely claims 26-29, are canceled by the present amendment. Applicants hereby elect species with the sequence described in SEQ ID NO:3. A change of inventorship is not necessitated by the present amendment. Furthermore, no new matter is introduced by the present amendment.

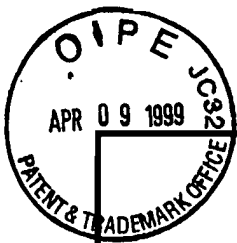
Applicants believe that no additional fees are necessitated by the present Amendment and Response. However, in the event that any additional fees are due, the Commissioner is hereby authorized to charge any such fees to Attorney's Deposit Account No. 20-0531. Applicants respectfully request that the application now proceed promptly to examination.

Respectfully submitted,

Date: April 8, 1999
Reg. No. 38,349

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GP 1644

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TRANSMITTAL FORM

| | |
|---------------------------|------------------|
| Application Serial Number | 08/991,628 |
| Filing Date | November 5, 1997 |
| First Named Inventor | Strominger |
| Group Art Unit | 1644 |
| Examiner Name | T. Cunningham |
| Attorney Docket No. | HAR-001DV |

ENCLOSURES (check all that apply)

- | | | |
|--|---|--|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Check Attached <input type="checkbox"/> Copy of Fee Transmittal Form <input checked="" type="checkbox"/> Amendment/Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets] <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Form PTO-1449 <input type="checkbox"/> Copies of IDS Citations <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application | <input type="checkbox"/> Copy of Notice to File Missing Parts of Application (PTO-1553) <input type="checkbox"/> Formal Drawing(s) <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney (Revocation of Prior Powers) <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund <input type="checkbox"/> After Allowance Communication to Group | <input type="checkbox"/> Appeal Communication to Board of Patent Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8 <input type="checkbox"/> Additional Enclosure(s) (please identify below) |
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SIGNATURE BLOCK

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